Michael H. Meyer, Esq. #82336 Chapter 13 Trustee 2 Deanna K. Hazelton #202821 Senior Staff Attorney 3 Sarah R. Velasco, #255873 Staff Attorney P.O. Box 28950 Fresno, CA 93729-8950 5 Tel (559) 275-9512 Fax (559) 275-9518 6 E-mail: cvinson@meyer13.com

Debtor,

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IN RE:

Juan Reyes

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UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF CALIFORNIA

CASE NO. 18-10504-B-13F

DC NO.: MHM-2

CHAPTER 13 PROCEEDING

DECLARATION IN SUPPORT OF MOTION TO DISMISS PURSUANT TO 11 U.S.C. § 1307

May 10, 2018 DATE: 1:30 PM TIME:

PLACE: U.S. Courthouse

Dept. B, Courtroom 13, 5th Floor

2500 Tulare Street Fresno, Ca 93721

JUDGE: Hon. Rene Lastreto II

- I, Elizabeth Clark, an employee of Michael H. Meyer, Chapter 13 Standing Trustee, declare as follows:
- 1. If called as a witness in this matter, I would testify from personal knowledge to the following.
- 2. I am familiar with this office's intake of documents and procedures for documenting case notes.
 - 3. This motion is sought on grounds of unreasonable delay.
- 4. On or about February 21, 2018, Trustee sent a list of the required/requested documents checklist to Debtor and Debtor's attorney.

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5.	The checklist	requests the	following	documentation

- a.) Class 1 Checklist, with most recent mortgage statement
- b.) Authorization to Release Information
- c.) All pages of most recent Federal and State tax returns filed by the debtor(s)
- d.) For each debt secured by real or personal property, provide a copy of the contract showing payments remaining, number of months to pay and a copy of all notes and trust deeds secured by the property
- 6. These were to have been provided to the trustee within (14) fourteen days of the filing of the Petition.
 - 7. Debtor failed to provide the following within the time requested for Trustee's audit:
 - a.) Authorization to Release Information form
 - b.) 2017 State tax returns
 - c.) No late fee was listed on Class 1 Checklist
 - d.) most recent mortgage statement
 - e.) deed of trust
 - f.) 2016 Jeep sales contract/statement
 - 8. Debtor's Schedule C is incomplete.
 - 9. Debtor's Schedule H is inaccurate. No spouse is listed but Schedule I shows a spouse.
- 10. Debtor's plan is incomplete fails to list a dividend in 3.06 even though there are claims listed in 3.05.
 - 11. Debtor's Schedule J is inaccurate. Debtor's mortgage is in the plan.

I declare under penalty of perjury that the foregoing is true and correct and that I executed this declaration on April 9, 2018, at Fresno, California.

/s/ Elizabeth Clark
Elizabeth Clark